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16

17 UNITED STATES DISTRICT COURT
18 NORTHERN DISTRICT OF CALIFORNIA
19

20 MICHAEL RODMAN, on behalf of
himself and all others similarly situated,
21

Plaintiff,

22 v.
23
24 SAFEWAY INC.,

Defendant.

Case No. 3:11-CV-03003-JST (JCS)

**STIPULATION AND [PROPOSED]
ORDER CONTINUING CASE
MANAGEMENT CONFERENCE**

Date: April 2, 2013
Time: 2:00 PM
Courtroom: 9, 19th Floor

The Honorable Jon S. Tigar

1 Plaintiff Michael Rodman (“Plaintiff”) and defendant Safeway Inc. (“Safeway”), by
2 and through their counsel, stipulate as follows:

3 1. On February 11, 2013, this case was reassigned from the Hon. Jeffrey S.
4 White to the Hon. John S. Tigar (Dkt. No. 91).

5 2. Pursuant to the Court’s Reassignment Order, the parties filed a joint case
6 management statement (Dkt. No. 95) on February 26, 2013.

7 3. On March 12, 2013, subsequent to parties filing their joint case management
8 conference statement, the Court ordered that the parties to appear for a case management
9 conference on April 2, 2013 at 2:00 p.m. (Dkt. No. 96).

10 4. Prior to receiving the Court’s order setting the April 2, 2013 case
11 management conference, lead counsel for Safeway was scheduled to travel to China for
12 work purposes. As a result, counsel for Safeway will be traveling in China the week
13 before the currently scheduled April 2, 2013 case management conference. In addition,
14 Safeway’s lead counsel has previously scheduled meetings in Los Angeles the week of his
15 return, including on April 2, 2013. Counsel for Safeway is concerned that he will lack
16 sufficient time to prepare for and attend the case management conference as a result of his
17 travels in China and the scheduled meetings.

18 5. Given the unforeseen travel issues arising out of the currently scheduled
19 April 2, 2013 case management conference, the parties stipulate – subject to the Court’s
20 approval – to continuing the April 2, 2013 case management conference one week, to April
21 9, 2012, or a date thereafter convenient to the Court.

22 **IT IS SO STIPULATED.**

23 Dated: March 21, 2013

24 SHEPHERD, FINKELMAN, MILLER & SHAH LLP

26 By _____ */s/ James C. Shah*

27 JAMES C. SHAH

28 Attorneys for Plaintiff MICHAEL RODMAN

1 Dated: March 21, 2013

CHIMICLES & TIKELLIS, LLP

2

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By _____ */s/ Steven A. Schwartz*

4

STEVEN A. SCHWARTZ

5

TIMOTHY N. MATHEWS

6

Attorneys for Plaintiff MICHAEL RODMAN

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Dated: March 21, 2013

SHEPPARD MULLIN RICHTER & HAMPTON LLP

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By _____ */s/ Brian R. Blackman*

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P. CRAIG CARDON

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BRIAN R. BLACKMAN

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Attorneys for Defendant SAFEWAY INC.

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CERTIFICATION

I, Brian Blackman, am the ECF User whose identification and password are being used to file this Stipulation and [proposed] Order Continuing Case Management Conference. In compliance with Civil Local Rule 5-1(i)(3), I hereby attest that James C. Shah and Steven A. Schwartz have concurred in this filing.

Dated: March 21, 2013

SHEPPARD MULLIN RICHTER & HAMPTON LLP

By _____ /s/ *Brian R. Blackman*
BRIAN R. BLACKMAN

ORDER

Having considered the parties' stipulation and good cause appearing, the Court continues the April 2, 2013 Case Management Conference to April 9, 2013 at 2:00 PM in Courtroom 9, 19th Floor.

IT IS SO ORDERED.

6 | Dated: March 25, 2013


The Honorable Jon S. Tigar
United States District Judge